

Nevada State Democratic Party

RECEIVED
FEDERAL ELECTION COMMISSION
2010 APR 28 11 26 AM
P 3:53

Rory Reid
State Chair

April 27, 2000

Carol Cox
1st Vice Chair

Dorothy North
2nd Vice Chair

Naomi Millisor
Treasurer

Janice Brown
Executive Director

Mark Benoit
Political Director

Aviva Gordon
General Counsel

Lawrence Noble, Esq.
General Counsel
Federal Election Commission
999 E Street, N.W., 6th Floor
Washington, D.C. 20463

Dear Mr. Noble:

This complaint asserts that Jon Porter and Friends of Jon Porter, Inc. violated the Federal Election Campaign Act (the "Act"), 2 U.S.C. §§ 431 et seq., and related regulations of the Federal Election Commission ("FEC" or the "Commission"), 11 C.F.R. §§ 100.1 et seq.

The facts clearly demonstrate that Porter violated one of the Act's most basic requirements. Under the Act, any communication that expressly advocates the election or defeat of a clearly identified candidate must bear a disclaimer giving the reader adequate notice of who paid for it. 11 C.F.R. § 110.11(a)(1)(1999). Specifically, it must "clearly state that the communication has been paid for by the [candidate's] authorized political committee." *Id.* § 110.11(a)(1)(i).

A flyer recently believed to have been distributed by Porter and his campaign contains a message from Porter to prospective voters in which "I ask for your support." It also asks the reader to "join our effort to elect Jon Porter for Congress." In fact, in large bold type, it states, "Jon Porter for Congress." However, nowhere does the flyer contain any language stating that it had been paid for by Porter's campaign committee. (Attachment A.)

There is no doubt that Porter's flyer expressly advocates his election. There is also no doubt that it contains no disclaimer as the law requires. There is every reason to believe that Porter will continue to commit such violations throughout the election cycle. Accordingly, the Commission should take swift action to remedy these violations, and seek an injunction so that they never recur.

Sincerely,

Rory Reid
Chair, Nevada State Democratic Party

MUR 5000

MAY 2 11 26 AM '00

RECEIVED
FEDERAL ELECTION COMMISSION
2010 APR 28 11 26 AM

April 27, 2000
Page 2

STATE OF Nevada)
County of Clark)

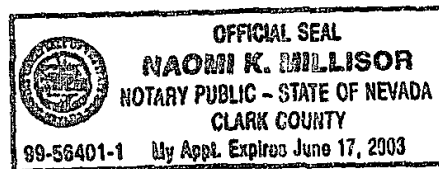
SUBSCRIBED AND SWORN to before me this 27 day of April, 2000.

Naomi K. Millisor
Notary Public

My Commission Expires:

June 17, 2003

Attachment



Too often, political campaigns are simply a series of promises that are forgotten once the election is over. To earn your vote, I will point to my record of accomplishments for the people of Southern Nevada. My record can be summed up in one simple phrase:

This year, you will have the opportunity to vote for a candidate who has a proven track record of building consensus, creating partnerships and achieving results for our community. Won't that be a refreshing change from politics as usual?

Yours truly

10

Jon ★ ★ ★ ★ ★ **PORTER**

FOR CONGRESS

**One thing people always get from
Jon Porter is straight talk.
Jon doesn't flip-flop on the issues.**

As a State Senator, Jon

- Strengthened Nevada's DUI laws to keep your family safe;
- Sponsored legislation to create charter schools;
- Consistently voted against bringing Nuclear Waste to Nevada.

**What will Jon do differently as
your Congressman? He will:**

- Return control of our children's education to our community. We know what our children need. Washington, D.C. does not;
- Bring more of your tax dollars home from Washington, D.C.;
- Increase allowable IRA contributions to \$5,000;
- Make Health Care Premiums tax deductible for small business.



**It's time for new leadership in
Washington, D.C. We deserve a
representative who will allow
our communities to decide
what is in our best interest.
NOT Washington bureaucrats
and politicians.**

**Help us send a message to special
interests in Washington by joining our effort
to elect Jon Porter for Congress.**

To learn more about Jon Porter, call
702.567.0831
or visit our web site at
www.porterforcongress.com.